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March 9, 2021

**BY CM/ECF**

The Honorable Analisa Torres  
 United States District Judge  
 Southern District of New York  
 Daniel Patrick Moynihan U.S. Courthouse  
 500 Pearl Street  
 New York, New York 10007

**Re: *United States v. Stefvon Eley, 20 Cr. 78 (AT)***

Dear Judge Torres:

The Government writes to briefly respond to Defendant Stefvon Eley's letter dated February 26, 2021 renewing the defendant's request that the Court order the Metropolitan Detention Center ("MDC") to provide the defendant with extra time to review discovery materials. (Docket No. 183). For the reasons set forth below, the Government respectfully requests that the Court should again deny the defendant's motion without prejudice.

Following communications with BOP representatives after receiving the defendant's renewed motion, as of March 9, 2021, BOP has allotted the defendant an additional hour every day, for a total of 2.5 hours daily, where the defendant can review discovery. In addition, as mentioned in the Government's initial response, the defendant can possess and review paper discovery materials 24 hours per day. Although the defendant's motion suggests that the defendant may have difficulty printing materials within MDC, defense counsel can provide printed materials for the defendant to review at any time. Given that the pretrial motions in this case are not scheduled to be filed until September 2021, and the trial date is over a year away in May 2022, it appears that the defendant will have ample opportunity to review the discovery materials in advance of these deadlines.

In addition, MDC's current policies regarding inmate movement have been crafted in accordance with guidance from the Centers for Disease Control and Prevention ("CDC") to promote social distancing and to decrease the risk of COVID-19 transmission within the facility. MDC's schedule for allowing all inmates daily time to review discovery accounts for these public health concerns. As of today, the defendant has been allotted an extra hour per day to review discovery, which is more time than designated for other inmates at MDC. Accordingly, the defendant's application for any additional time to review discovery beyond 2.5 hours per day should be denied.

Respectfully Submitted,

AUDREY STRAUSS  
United States Attorney

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The Court has reviewed the parties' letters at ECF Nos. 183 and 187. Accordingly, Defendant's request is DENIED.

SO ORDERED.

Dated: March 11, 2021  
New York, New York



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ANALISA TORRES  
United States District Judge